



April 29, 2020

*VIA FACSIMILE and ELECTRONIC MAIL*

Fieldwood Energy LLC  
2000 W Sam Houston Parkway S, Suite 12  
Houston, Texas 77042  
Attn: Jim Brysch  
VP - Production Marketing  
Email: [Jim.Brysch@fwelc.com](mailto:Jim.Brysch@fwelc.com)  
Fax: (713) 969-1099

**Re: Rejection of Fieldwood Energy LLC's ("Fieldwood") Notice of Force Majeure for Purchase Contract No. 4200144305 (the "Contract") by and between Fieldwood and Valero Marketing and Supply Company ("Valero")**

Dear Mr. Brysch:

We are in receipt of Fieldwood's letter dated April 27, 2020, attempting to declare force majeure. We hereby reject and dispute your attempted declaration of force majeure because Fieldwood has not, among other things, established (i) how the COVID-19 epidemic actually prevents it from performing under the Contract, or (ii) that any alleged resulting conditions of the COVID-19 epidemic are beyond Fieldwood's reasonable control and similarly prevent it from performing under the Contract.

We will hold you responsible for any and all damages Valero or its affiliates incur due to your failure to deliver the physical volumes agreed to in the Contract.

Valero reserves all rights and remedies under the Contract and at law. Please provide your response in writing to [physicalbulkcontracts@valero.com](mailto:physicalbulkcontracts@valero.com) with a copy to [Randy.Hawkins@valero.com](mailto:Randy.Hawkins@valero.com).

Regards,

A handwritten signature in black ink, appearing to read 'Randall E. Hawkins', with a stylized flourish at the end.

Randall E. Hawkins  
Senior Vice President

cc: Johnny Dobecka via email at [Johnny.Dobecka@Fwelc.com](mailto:Johnny.Dobecka@Fwelc.com)